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28 Attorneys for Defendant,
Counterclaimant and Third-Party Plaintiff
NATIONAL FIRE & MARINE INSURANCE COMPANY

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20
UNITED STATES DISTRICT COURT

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22
DISTRICT OF NEVADA

23
24 PN II, INC. dba PULTE HOMES and/or
25 DEL WEBB, a Nevada corporation,

26 Plaintiff,

27 v.

28 NATIONAL FIRE & MARINE INSURANCE
COMPANY; and DOES 1 through 100,
inclusive,

Defendants.

Case No. 2:20-cv-01383-ART-BNW

**STIPULATION AND [PROPOSED]
ORDER REGARDING PRE-TRIAL
REPORT DEADLINE PER L.R. 26-1**

(First Request)

Complaint filed: July 24, 2020
Trial Date: Not set

1 NATIONAL FIRE & MARINE INSURANCE
2 COMPANY, a Nebraska insurance
3 company,

4 Counter-Claimant,
5 v.
6 PN II, INC. dba PULTE HOMES and/or
7 DEL WEBB, a Nevada corporation,

8 Counter-Defendant.

9 NATIONAL FIRE & MARINE INSURANCE
10 COMPANY, a Nebraska insurance
11 company,

12 Third-Party Plaintiff,
13 v.
14 PN II, dba PULTE HOMES and/or DEL
15 WEBB, a Nevada corporation;
16 CONTRACTORS INSURANCE
17 COMPANY OF NORTH AMERICA, INC.,
18 a Hawaii corporation,

19 Third-Party Defendants.

20 TO THE HONORABLE COURT, AND TO ALL PARTIES AND THEIR
21 ATTORNEYS OF RECORD:

22 Defendant/Counter-Claimant/Third-Party Plaintiff National Fire & Marine
23 Insurance Company (“National Fire”), Plaintiffs/Counter-Defendants PN II, Inc. dba Pulte
24 Homes and Del Webb (collectively “Pulte”), and Third-Party Defendant Contactors
25 Insurance Company of North America (“CICNA”), by and through their respective
26 counsel of record, hereby STIPULATE and agree, subject to this Court’s approval, that
27 the current joint pre-trial report deadline set forth in ECF 52 is suspended per L.R. 26-1,
28 until 30 days after the Court issues decisions for the dispositive motions filed on March
24, 2023.

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JOINT STIPULATION AND PROPOSED ORDER REGARDING JOINT PRE-TRIAL REPORT
PURSUANT TO L.R. 26-1

1 This is the first request specific to the joint pre-trial report deadline. Pursuant to
2 ECF No. 52, the parties' deadline to file a joint pre-trial report is set for April 12, 2023.
3 However, the parties filed dispositive motions on March 24, 2023. Pursuant to L.R. 26-
4 1, “[i]f dispositive motions are filed, the deadline for filing the joint pretrial order will be
5 suspended until 30 days after decision on the dispositive motions or further court order.”
6 The parties hereby agree that the current deadline for the joint pre-trial report (April 12,
7 2023) is suspended pursuant to L.R. 26-1.

8 In accordance with L.R. IA 6-1, no extensions solely regarding the joint pre-trial
9 report deadline have been sought. This stipulation is necessary in order to comport with
10 L.R. 26-1. There have been five prior stipulations for the extension of time regarding
11 discovery deadlines. (ECF No. 52). There have been three prior stipulations to extend
12 the expert disclosure dates (ECF No. 83); there has been one prior stipulation for the
13 extension of expert deposition dates (ECF No. 87); there has been two prior extensions
14 regarding dispositive motion deadlines and briefing schedules (ECF No. 90 and ECF No.
15 110).

16 **IT IS SO STIPULATED.**

17 Dated: April 7, 2023

NICOLAIDES FINK THORPE
MICHAELIDES SULLIVAN LLP

19 By: _____ */s/ Jeffrey N. Labovitch*

Jeffrey N. Labovitch

Dawn A. Hove

20 Attorneys for Defendant, Counterclaimant
21 and Third-Party Plaintiff National
22 Fire & Marine Insurance Company

24 Dated: April 7, 2023

SHIVES & ASSOCIATES LIMITED

25 By: _____ */s/ Martin L. Shives*

Martin L. Shives

26 Attorneys for Defendant, Counterclaimant
27 and Third-Party Plaintiff National
28 Fire & Marine Insurance Company

1 Dated: April 7, 2023

BROWN, BONN & FRIEDMAN, LLP

2
3 By: /s/ Thomas Friedman
4 Thomas Friedman
5 Attorneys for Defendant, Counterclaimant
6 and Third-Party Plaintiff National
7 Fire & Marine Insurance Company

8 Dated: April 7, 2023

PAYNE & FEARS LLP

9 By: /s/ Scott S. Thomas
10 Scott S. Thomas
11 Sarah J. Odia
12 Attorneys for Plaintiff and Counter-
13 Defendant PN II, Inc. dba Pulte Homes
14 and/or Del Webb

15 Dated: April 7, 2023

MRV LAW, INC.

16 By: /s/ Mark R. VonderHaar
17 Mark R. VonderHaar
18 Attorneys for Third-Party Defendants
19 Contractors Insurance Company of North
20 America

21 Dated: April 7, 2023

LEE LANDRUM & INGLE, APC

22 By: /s/ Natasha Landrum
23 Natasha Landrum
24 Attorneys for Third-Party Defendants
25 Contractors Insurance Company of North
26 America

STATEMENT OF AUTHORITY TO FILE

I attest that all signatories on this document and on whose behalf the filing is submitted concur in the filing's content and have authorize the filing of this document.

By: /s/ Jeffrey N. Labovitch
Jeffrey N. Labovitch

ORDER

IT IS SO ORDERED. The current deadline for the joint pre-trial report is suspended pursuant to L.R. 26-1.

DATED: April 10, 2023

Bernard Weisen
UNITED STATES MAGISTRATE JUDGE